

TOWN OF LANESBOROUGH SELECTMEN'S MEETING

Submitted by Diane Stevens, Town Secretary

April 13, 2015

Present: Mr. John Goerlach, Chairman
Mr. Robert Ericson
Mr. Henry Sayers
Mr. Paul Sieloff, Town Administrator

Warrants: Warrants Signed

The meeting was opened by John Goerlach at 6:00 p.m.

Public Comment

None.

Permit(s), Contract(s), Use of Town Property and Appointment(s)

Curb Cut Permit Application – Joseph Trybus – 111 Miner Road

A Permit to Modify, Relocate or Construct a Driveway was filed by Joseph Trybus for property located at 111 Miner Road. Motion 15-33. Motion made by Henry Sayer to approve the Permit to Modify, Relocate or Construct a Driveway filed by Joseph Trybus at 111 Miner Road, seconded by Robert Ericson. John Goerlach abstained from vote. Motion carried 2-0.[#1]

Annual Gillette Carnival – April 25 through May 14

Application for Permit to Use Town Owned Property filed by Joe Scelsi, General Manager of the Berkshire Mall on behalf of Gillette Carnival for the operation of a carnival at the Berkshire Mall from April 30th to May 10th. Mr. Scelsi stated that this is the 4th year that the carnival is taking place which benefits the Lanesborough Police Association and a non-profit of Gillette's choice. Mr. Scelsi also stated that the building inspector and a state inspector will sign off on everything once the carnival is set up and before operation begins. After referring with Town Counsel it was determined that Weekly and Sunday Entertainment Licenses would need to be obtained by the Gillette Carnival to hold the event. Motion 15-34. Motion made by Robert Ericson to approve the Application and the Weekly and Sunday Entertainment Licenses of Gillette Carnival, seconded by Henry Sayers. Unanimously voted. [#2]

Berkshire Running Center – 3rd Annual Steel Reel Marathon – May 17

Application for Permit to Use Town Owned Property filed by Joe Scelsi, General Manager of the Berkshire Mall on behalf of Berkshire Running Center for the 3rd annual Steel Reel Marathon on May 17th from 7 a.m. to 10 a.m. Chief Bashara reported to the Town that 4 detail officers would need to be obtained during this race. Motion 15-35. Motion made by Robert Ericson to approve the Application for Permit to Use Town Owned Property for Berkshire Running Center, seconded by Henry Sayers. Unanimously voted. [#3]

Village Ambulance – 6th Annual Emergency Management Expo – May 16 & 17

Application for Permit to Use Town Owned Property filed by Joe Scelsi, General Manager of the Berkshire Mall on behalf of Village Ambulance for the 6th Annual Emergency Management Expo on May 16th and 17th. Mr. Scelsi stated that the event kicks off National EMS week and will have demonstrations inside and out of the Mall. Motion 15-36. Motion made by Robert Ericson to approve the Application for Permit to Use Town Owned Property for Village Ambulance, seconded by Henry Sayers. Unanimously voted. [#4]

Berkshire Farmers Market – Wednesdays and Saturdays – May 2 through November 25

Application for Permit to Use Town Owned Property filed by Joe Scelsi, General Manager of the Berkshire Mall on behalf of the Berkshire Farmers Market which will take place on Wednesdays and Saturdays from May 2nd through November 25th. Robert Ericson asked Mr. Scelsi to touch base with the Health Department. Mr. Scelsi stated he would. Mr. Sieloff stated that the Health Department stated that there were issues last year further into the season with vendors obtaining permits. Mr. Scelsi stated he would be in touch with the representative from the Farmers Market to make sure that all permits were obtained. Motion 15-37. Motion made by Robert Ericson to approve the Application for Permit to Use Town Owned Property for the Berkshire Farmers Market, seconded by Henry Sayers. Unanimously voted. [#5]

Ramblewild – Concert May 15 & 16

Application for Permit to Use Town Owned Property filed by Tim Gallagher, CEO of Ramblewild for two concerts to be held on May 15th and 16th. After referring with Town Counsel it was determined that an annual Entertainment License would need to be obtained by Ramblewild in order for it to conduct its business as an Aerial Park. The concerts would fall under this same License. It was also determined that a Sunday Entertainment License would need to be obtained in order to conduct business on Sundays. Mr. Gallagher stated that this will be a free concert with a suggested donation with award-winning jazzical pianist Joel Martin who will be joined by the Greylock High School Band on Friday from 12-1 and Saturday from 2-3. Proceeds from the event will support Feronia Forward, a non-profit organization that educates students about forests and conservation while fighting Nature Deficit Disorder. The park will be open free of charge on Friday and Saturday from 11 a.m. to 6:00 p.m. Mr. Sayers stated that he was not comfortable issuing the license for concerts for the entire season and asked that Mr. Gallagher notify the Town if other entertainment events were held in the future. Mr. Gallagher stated that he would. Motion 15-38. Motion made by Robert Ericson to approve the Application, the annual Entertainment and the Sunday Entertainment licenses of Ramblewild for the operation of an Aerial Park and for concerts on May 15th and 16th, seconded by Henry Sayers. Unanimously voted. [#6]

Police Chief Interview – Timothy Sorrell

Marvin Michalak, Chair of the Police Advisory Commission, presented their recommendation of Timothy Sorrell for the Police Chief to the Board. Mr. Sieloff stated there was a thorough advertisement for the position and interviews were conducted with the Police Advisory Commission. Mr. Sieloff stated that he would like the Board to interview Officer Sorrell. Mr. Michalak stated that all candidates interviewed very well. Mr. Michalak stated that the female officer (Chelsea Tovar) who was interviewed, in his opinion, did not have enough years of police department experience for the Lanesborough Chief's position. Mr. Michalak stated that the other male officer (Erik Josephson) interviewed had years of experience and was very instrumental in obtaining grants but the Commission believed that Officer Sorrell interviewed well and had the experience in the Town and in the areas that needed personalization and improvements. Mr. Michalak felt that Officer Sorrell's years of experience and personal connection with the Town would be good fit coupled with the fact that he came highly recommended. Mr. Ericson asked Officer Sorrell if he would have to shed some of the other things he does for the Town if he becomes Chief. Officer Sorrell stated that he currently works many hours per week and is able to do extra volunteer work for the Town. He hopes that he will not have to discontinue his volunteer work, but the job will come first. Henry Sayers asked Officer Sorrell about the budget for the Police Department. Officer Sorrell stated that he understands the current Police Department budget and that of the Baker Hill Road and that he has some thoughts and suggestions about how to bring more revenue into the Town. Mr. Goerlach asked Officer Sorrell how he intended to notify the Board of significant events and what did he feel qualified as a significant event. Officer Sorrell stated that significant events would be a major misconduct by a Police Officer or a Town employee relative to a police call, a major disturbance or crisis at the Elementary School or the Mall or anything in Town. Anything that affects the Town or people in the Town the Board would be notified immediately. Officer Sorrell stated that common sense will prevail on this issue. Mr. Ericson asked Officer Sorrell about his intentions for the first twelve (12) months. Officer Sorrell stated that he would like to let officers come in and make suggestions to give them a vested interest in the Department. He stated that he must fill a sergeant's position and would like to recognize officers for the work they do. Mr. Goerlach asked if the Officer Sorrell how he would feel if the Town didn't give him a take home car and would he need to get the Chief's car lettered. Officer Sorrell stated that he would like to keep that car unmarked and keep it for officers to use for travel instead of paying mileage for officers to use their own vehicles. Mr. Goerlach stated that the current Chief would not ask for new vehicle without a grant and wanted to know if that would still be the case. Officer Sorrell stated that taking the job would not require the need for a take home car. Mr. Sayers asked Officer Sorrell if he would have any issues enforcing the rules and regulations of the department. Officer Sorrell stated that the rules were in place for a reason and they should and would be followed and enforced. Mr. Goerlach asked Officer Sorrell about his grant writing skills and could he help the Town Administrator procure grants for the Department. Officer Sorrell stated that he would be more than willing to actively procure grants. He stated that there were Ticket or Click it and Radar Enforcement as well as others and will research what can be applied for. Mr. Sieloff asked Officer Sorrell his thoughts about utilizing his time as a member of the patrol force. Officer Sorrell stated that this was a question posed at his interview. He stated that he understands that he would be a working Chief and that former Chief Stan Misiuk was and that it is important that the Town sees him as a working Chief. Mr. Goerlach asked Officer Sorrell about

what he will do about his detail work. Officer Sorrell stated that the Chief chooses who does detail work. The details are first offered to full time officers, then to part time Officers, and if no one can be secured the Chief has the option to perform the service. Officer Sorrell stated that he does not see himself doing many details because he will need to focus on job and accepts that. Motion 15-39. Motion made by Robert Ericson to appoint Officer Timothy Sorrell as the new Chief of Police, subject to negotiations, seconded by Henry Sayers. Unanimously voted. [#7]

Town Hall Roof Insulation Project and possible refund of retainage

Mr. Sieloff stated that he and Mr. Ericson had a conversation with DP Carney Construction relative to the remaining work to be completed on the Town Hall roof. Mr. Carney stated that he would provide the 800 number to the company that provided the defective hatch used. Mr. Goerlach stated the balance due to DP Carney Construction would be held until the hatch is fixed. Mr. Sieloff stated he felt that Mr. Carney should contact the company to get a new hatch. Mr. Sieloff stated that DP Carney provided an estimate for the remaining work needed to be done. Mr. Sieloff asked Mr. Ericson if the scope of work DP Carney is proposing is in the scope of what Mr. Ericson was going to do. Mr. Ericson stated that it was. Mr. Goerlach stated that if Mr. Ericson cannot do the work by August 15th they will hire someone to do it. Mr. Goerlach would like to put this out for a price request. [#8]

Kinder Morgan Presentation at Lanesborough Elementary School Cafeteria on April 28th at 8:00 p.m.*

Mr. Sieloff stated he put this on the Agenda to inform the Board that Kinder Morgan will come to Lanesborough on April 28th at 8:00 p.m. in the cafeteria at the Lanesborough Elementary School. The format will be that Town Officials, the Board of Health, the Conservation Commission, and staff will sit in the front with the Kinder Morgan representatives. It will be posted as a Board of Selectmen Meeting and will be a forum for the Board of Selectmen, the Board of Health and the Conservation Commission to ask questions of the Kinder Morgan representatives. The Presentation will be 15 minutes with a 90 minute question/answer portion. [*Note to Minutes: Time of meeting changed to 6:00 p.m.]

Sidewalk Snow Removal Bylaw / DPW Equipment purchase

The Board was in agreement that if the Bylaw was passed at Town meeting then equipment would not have to be purchased for sidewalk snow removal. Mr. Goerlach stated that he would look into purchasing used snow removal equipment. Mr. Sieloff will check with DPW Director Decelles. Motion 15-40. Motion made by Henry Sayers to approve the language for the Snow and Ice Removal Bylaw, seconded by Robert Ericson. Unanimously voted. [#9]

Chapter 90 Proposed Roads – Potter Mountain Road, Bailey Road and Old State Road

Mr. Sieloff presented the Board with a Memorandum from DPW Director Decelles. DPW Director Decelles recommended that those parts of Bailey Road that were not recently repaired and all of Potter Mountain Road receive full depth reclamation and a portion of Old State Road requested by the Board also be completed. Motion 15-41. Motion made by Robert Ericson to approve Chapter 90 money for full depth reclamation of those parts of Bailey Road that were not recently repaired and all of Potter Mountain Road and a portion of Old State Road as referenced in the Memorandum from DPW Director Decelles, seconded by Henry Sayers. Unanimously voted. Mr. Goerlach and Mr. Sayers voted yes using the Rule of Necessity. [#10]

Budget Discussion

Ambulance Enterprise Budget. Mr. Sieloff presented the proposed budget to Board for their review. The Board posed questions relative to the reduced revenue as compared to other years. Mr. Sieloff stated that he would talk to the Town Accountant and members of the Ambulance Service and have them come to the next meeting. Mr. Ericson asked if this would increase the fees for services. Mr. Sieloff stated it would not. [#11]

Sewer Enterprise Budget. Mr. Sieloff stated that this was put together by the Town Accountant and asked the Board if they wanted to vote on it now or wait for the full budget. Mr. Sayers asked if the Town is losing money relative to the section which states that “\$1,108 to be raised and appropriated in the General Fund.” Mr. Sieloff stated that he thinks this is offset by the main budget and will check with the Town Accountant. [#12]

Capital Budget. Mr. Sieloff updated the Board as to status of the Capital Budget. Mr. Sayers asked if work could be completed on the back side of Prospect Street. Mr. Sieloff stated this could not be done this year but will be at the top of list for next year.

Discussion on other budgets. Mr. Sieloff stated that he will work with the Town Accountant and possibly bring the budget votes to next meeting. Mr. Sieloff stated that Mr. Ericson requested \$500 for the Energy Committee. Mr. Goerlach stated that no money should be spent by the Energy Committee until line item is in place on July 1st. Mr. Ericson stated he will notify the Committee. Mr. Sieloff stated that Mr. Sayers had concerns about Mt. Greylock asking for money at the last minute and asked the Board for guidance. Mr. Goerlach stated that the Board does not approve of the budget that was brought forward. Mr. Sayers stated that he thought that the Superintendent's salary came in lower than what was budgeted.

Other business which could not have been reasonably foreseen within 48 hours of the meeting.
None.

Selectmen's Items

Mr. Sayers would like to look at the cost to spray for mosquitos. Mr. Sieloff stated that he will check into this but he thought it would be \$10,000-\$20,000. Mr. Ericson said that he is concerned about breakouts of mosquitos based illnesses such as Encephalitis. Mr. Sieloff stated that he would check with the Health Agent. Mr. Sayers stated there was a company at the Big E that would perform this service. Mr. Goerlach stated that Ray Jones uses organic sprays. Mr. Goerlach asked about the Berkshire Wind Pilot agreement. Mr. Sieloff stated that it has been a struggle to get this agreement finalized. He has been working with Town Counsel but it has been going slowly. Mr. Sieloff stated that they are getting close to the point of prohibiting them from operating until an agreement is finalized. The matter has been placed on next Agenda to follow up.

Town Administrator Report

Mr. Sieloff stated that he is focusing on the Warrant with Town Counsel and there will be a number of Articles for the water line because easements will have to be approved, supplies will need to be ordered and work will commence in the next couple of weeks. Mr. Goerlach stated that he will donate a storage container to be used on the project.

Approve Minutes

Mr. Ericson presented a change to be made to the Town Secretary. Motion made by Robert Ericson to approve the Minutes of March 23, 2015 with his changes, seconded by Henry Sayers. Unanimously voted. Motion made by Henry Sayers to approve the Minutes of March 26, 2015, seconded by Robert Ericson. Unanimously voted. John Goerlach abstained from vote as he did not attend this meeting. Motion carried 2-0.

Adjournment

Motion to adjourn meeting made by Henry Sayers, seconded by Robert Ericson. Unanimously voted.
Meeting adjourned at 7:19 p.m.

Footnotes:

- [#1] Permit to Modify, Relocate or Construct a Driveway – Joseph Trybus
- [#2] Use of Town Owned Property – Gillette Carnival / Licenses
- [#3] Use of Town Owned Property – Berkshire Running Center
- [#4] Use of Town Owned Property – Village Ambulance
- [#5] Use of Town Owned Property – Berkshire Farmers Market
- [#6] Use of Town Owned Property – Ramblewild / Licenses
- [#7] Police Advisory Commission Letter of Recommendation – Timothy Sorrell
- [#8] DP Carney Roof Proposal
- [#9] Snow & Ice Removal Bylaw
- [#10] Chapter 90 – Memorandum – DPW Director Decelles
- [#11] Ambulance Enterprise Budget
- [#12] Sewer Enterprise Budget